

1 AUTHORIZATION OF APPROPRIATIONS

2 SEC. 2. (a) The Communications Act of 1934 (47
3 U.S.C. 151 et seq.) is amended by inserting after section 5
4 the following new section:

5 "AUTHORIZATION OF APPROPRIATIONS

6 "SEC. 6. There is authorized to be appropriated for the
7 administration of this Act by the Commission \$77,351,000,
8 together with such sums as may be necessary for increases
9 resulting from adjustments in salary, pay, retirement, other
10 employee benefits required by law, and other nondiscretion-
11 ary costs, for fiscal year 1982."

12 (b) Section 4(g) of the Communications Act of 1934 (47
13 U.S.C. 154(g)) is amended by striking out "from time to time
14 may be appropriated for by Congress" and inserting in lieu
15 thereof "may be appropriated for by the Congress in accord-
16 ance with the authorizations of appropriations established in
17 section 6".

18 IMPOSITION OF FEES

19 SEC. 3. Title IV of the Communications Act of 1934
20 (47 U.S.C. 401 et seq.) is amended by adding at the end
21 thereof the following new section:

22 "IMPOSITION OF FEES

23 "SEC. 417. (a)(1) The Commission shall impose a fee
24 upon any person regulated by the Commission under this
25 Act. Such fee shall be based upon—

1 “(A) in the case of a license application, any costs
2 incurred by the Commission in connection with proc-
3 essing such application;

4 “(B) in the case of a tariff filed by a common car-
5 rier, any costs incurred by the Commission as a result
6 of such filing;

7 “(C) in the case of any application for a construc-
8 tion permit, for an equipment approval or authoriza-
9 tion, or for any certification issued by the Commission,
10 and in the case of any petition for the waiver of any
11 rule or for other relief, any costs incurred by the Com-
12 mission as a result of any such application or petition;
13 and

14 “(D) any costs incurred by the Commission which
15 are directly or indirectly attributable to the regulation
16 of such person, including the cost of providing any
17 service necessarily rendered by the Commission to a li-
18 cense applicant as a result of such application.

19 “(2) No portion of the fee specified in paragraph (1) may
20 be based upon—

21 “(A) the value to the person involved of any li-
22 cense issued to such person by the Commission or any
23 service performed for such person by the Commission;

1 “(B) any public policy assessment made by the
2 Commission with respect to the regulation of such
3 person; or

4 “(C) any estimate by the Commission of the value
5 to the general public which results from the regulation
6 of such person.

7 “(3) The total amount of funds which the Commission
8 may receive through the imposition of fees under this subsec-
9 tion for any fiscal year may not exceed 50 per centum of the
10 amount appropriated by the Congress under section 6 for
11 such fiscal year.

12 “(b) The Commission may waive the fee specified in
13 subsection (a), in the case of governmental entities, public
14 telecommunications entities, and noncommercial users of the
15 electromagnetic spectrum, if the Commission determines that
16 any such waiver is in the public interest. The Commission
17 also may waive any such fee which is less than \$100.

18 “(c) The Commission shall develop appropriate fee
19 schedules not later than ninety days after the date of the
20 enactment of the Federal Communications Commission Au-
21 thorization Act of 1981. The Commission shall use such
22 schedules in assessing fees under subsection (a).

23 “(d) The Commission may prescribe by regulation an
24 additional charge which may be assessed as a penalty for late

1 payment of any fee assessed under subsection (a). Such pen-
2 alty shall not exceed 25 per centum of the fee involved.

3 “(e) Moneys received by the Commission as a result of
4 the assessment of fees under subsection (a) shall be deposited
5 by the Commission in the general fund of the Treasury of the
6 United States as reimbursement to the United States for
7 amounts appropriated for use by the Commission in carrying
8 out the provisions of this Act.”.

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